

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

EDNA DIANE BOWMAN and,
AMY McHENRY, individually
and on behalf of all others similarly
situated,

Plaintiffs,

v.

RAM MEDICAL, INC.,
AMERIMED CORP., HENRY
SCHEIN, INC., MARATHON
MEDICAL CORP., MEDLINE
INDUSTRIES, MMS-A MEDICAL
SUPPLY CO., and Q-MED CORP.,

Defendants.

Civil Action No.: 2:10-cv-04403-DMC-JAD

STIPULATION AND CONSENT ORDER
EXTENDING PLAINTIFFS' TIME TO RESPOND
TO DEFENDANTS' JOINT MOTION TO
DISMISS PURSUANT TO LOCAL CIVIL RULE
6.1(b)

THIS MATTER having come before the Court by way of the application of plaintiffs, EDNA DIANE BOWMAN and AMY MCHENRY, individually and on behalf of all other similarly situated, and defendants MMS-A MEDICAL SUPPLY CO., Q-MED CORP., RAM MEDICAL, INC., HENRY SCHEIN, INC., MARATHON MEDICAL CORPORATION and MEDLINE INDUSTRIES, by and through their respective counsel, requesting an extension of time, pursuant to Local Civil Rule 6.1(a), within which plaintiffs must respond to defendants' joint motion to dismiss, and for good cause having been shown; and:

1. The Summons and Class Action Complaint having been served on the defendants referenced above;

2. The Court having previously granted a request for an extension to January 14, 2011 to defendants Q-MED CORP., RAM MEDICAL, INC. HENRY SCHEIN, INC., MARATHON MEDICAL CORPORATION and MEDLINE INDUSTRIES to answer or

otherwise reply to plaintiffs' Class Action Complaint;

3. Defendant MMS-A MEDICAL SUPPLY CO. having first entered an appearance on December 29, 2010;

4. The Court having granted a subsequent request for an extension to January 31, 2011 for all aforementioned defendants to answer or otherwise reply;

5. Plaintiffs having consented to the extensions of time so as to avoid duplication of effort and the waste of judicial resources; and

6. Defendants having filed a Joint Notice of Motion to Dismiss Plaintiffs' Class Action Complaint on January 31, 2011;

7. Plaintiffs having requested an additional two weeks, beyond the current March 14, 2011, date, to submit opposition to the Joint Brief;

8. The undersigned defendants having consented to Plaintiffs' request;

IT IS on this _____ day of March, 2011,

ORDERED that plaintiffs' time to submit opposition to defendants' Joint Brief is extended to and including March 28, 2011; and it is further

ORDERED that any reply thereto on behalf of defendants shall be due on or before April 28, 2011.

The undersigned consent to the form and entry of this Order:

/s/ Daniel R. Lapinski
Daniel R. Lapinski, Esq.
WILENTZ, GOLDMAN & SPITZER, P.A.
90 Woodbridge Center Drive, Box 10
Woodbridge, New Jersey 07095-0958
Telephone: (732) 636-8000
Facsimile: (732) 855-6117
Attorneys for Plaintiffs

/s/ John C. Whipple
John C. Whipple, Esq.
ARSENEAULT, WHIPPLE, FASSETT &
AZZARELLO, LLP
560 Main Street
Chatham, New Jersey 07928-2119
Telephone: (973) 635-3366
Facsimile: (973) 635-0855
Attorneys for Defendant MMS-A
Medical Supply Co.

/s/ Kenneth M. Laptook

Kenneth M. Laptook, Esq.
WOLFF & SAMSON, PC
One Boland Drive
West Orange, New Jersey 07052
Telephone: (973) 530-2007
Facsimile: (973) 530-2207
Attorneys for Defendant RAM
Medical, Inc.

/s/ Karen E. Clarke

Karen E. Clarke, Esq.
PROSKAUER ROSE LLP
Eleven Times Square
New York, New York 10036-8299
Telephone: (212) 969-3911
Facsimile: (212) 969-2900
Attorneys for Defendant Henry
Schein, Inc.

/s/ John P. Johnson, Jr.

John P. Johnson, Jr., Esq.
COZEN O'CONNOR, P.C.
Suite 300, Libertyview
457 Haddonfield Road
PO Box 5459
Cherry Hill, New Jersey 08002-2220
Telephone: (856) 910-5000
Facsimile: (856) 910-5075
Attorneys for Defendant Q-Med Corp.

/s/ Nora Coleman

Nora Coleman, Esq.
HAWORTH COLEMAN & GERSTMAN, LLC
45 Broadway, 21st Floor
New York, New York 10006
Telephone: (212) 952-1100
Facsimile: (212) 952-1110
Attorneys for Defendant Marathon Medical
Corporation

/s/ Stuart M. Feinblatt

Stuart M. Feinblatt, Esq.
SILLS CUMMIS & GROSS, P.C.
One Riverfront Plaza
Newark, New Jersey 07102-5400
Telephone: (973) 643-7000
Facsimile: (973) 643-6500
Attorneys for Defendant Medline Industries,
Inc.

SO ORDERED:

Honorable Dennis M. Cavanaugh, U.S.D.J.